

S.B.Cr.Misc.2nd Bail Appl. No.5378/2006
(Bheru Lal & Anr. vs. State of Rajasthan)

Date of order : January 11, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.Ramesh Purohit, for the petitioners.
Mr.Rameshwar Dave, Public Prosecutor.
Mr.Mahipal Bishnoi, for the complainant.

This is second bail application. The first bail application came to be dismissed by this Court on 27.10.2006 as it was not pressed by the learned counsel for the petitioners since at the relevant time the matter was at the investigation stage. However, learned counsel for the parties submit that now the police has filed the challan.

Learned counsel for the petitioners submits that similarly situated co-accused viz. Smt. Kesar Bai and Smt. Deubai alias Devji have been granted bail by this Court on 01.12.2006 and the case of the present petitioners is not distinguishable from that of co-accused, who have already been granted bail.

Learned counsel for the complainant submits that the parties have compromised the matter and does not oppose the

grant of bail to the present petitioners.

Having considered the totality of facts and circumstances of the case and taking into account the oral arguments advanced by learned counsel for the parties, I think it just and proper to enlarge the accused petitioners on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and the petitioners Bheru Lal s/o Ram Lal Yadav and Munna Lal alias Manna Lal be released on bail in FIR No.225/2006, P.S. Arnod provided each of them furnishes a personal bond in a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs. 10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR),J.

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